Approved For Release 2006/09/25 : CIA-RDP76M00527R000700080014-1

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ACTION UNIT

INFO ~~EUR~~. FILE ~~NEA~~ OC/CAC4 CRWH LA3 OER3

ACTION #

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FM SECSTATE WASHDC
TO AMEMBASSY NASSAU 3660
BT
C O N F I D E N T I A L
LIMITED OFFICIAL USE STATE 246528
E.O. 11652: N/A
SUBJECT: LEGISLATION PROHIBITING USE OF US TERRITORY TO ATTACK FOREIGN COUNTRY
REF: NASSAU 1845

1. USG HAS TWO PRINCIPAL LAWS WHICH DIRECTLY ADDRESS PROBLEM POSED BY REFTEL. 18 USC 960 DEALS WITH USE OF US TERRITORY TO MOUNT OR ASSIST A MILITARY OR NAVAL EXPEDITION OR ENTERPRISE AGAINST THE TERRITORY OR DOMINION OF ANY FRIENDLY FOREIGN COUNTRY; 18 USC 956 CONCERNS CONSPIRACY BY PERSONS WITHIN US JURISDICTION TO INJURE PROPERTY OF A FOREIGN GOVERNMENT SITUATED WITHIN A FOREIGN COUNTRY. ADDITIONALLY, PERSONS ENGAGED IN SUCH ACTIVITY WOULD ORDINARILY VIOLATE OTHER MORE GENERAL PROVISIONS OF CRIMINAL CODE, SUCH AS CARRYING EXPLOSIVES ILLEGALLY; OR 22 USC 1934, WHICH PROHIBITS EXPORT OF ITEMS, SUCH AS CERTAIN FIREARMS, ON MUNITIONS LIST WITHOUT STATE DEPARTMENT APPROVAL, MIGHT BE APPLICABLE. TEXTS OF 18 USC 956, 960 BEING POUCHED.

2. JUSTICE DEPARTMENT AND CONGRESS ARE CONSIDERING LEGISLATION TO CODIFY AND REVISE FEDERAL CRIMINAL CODE, INCLUDING PROVISIONS REGARDING CONSPIRACY AGAINST A FOREIGN POWER. TEXT OF DRAFT LEGISLATION INTRODUCED JANUARY 1974 IS BEING POUCHED. TEXT OF REVISED DRAFT INTRODUCED OCT. 15 WILL BE POUCHED WHEN AVAILABLE. MAW

Carey
Miller
O'Neill
Carpentier
Helo
Massey
Kelso

C O N F I D E N T I A L

State Dept. review completed

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